

DENNIS J. HERRERA, State Bar #139669  
City Attorney  
CHERYL ADAMS, State Bar #164194  
Chief Trial Attorney  
JAMES HANNAWALT, State Bar #139657  
Deputy City Attorney  
Fox Plaza  
1390 Market Street, Sixth Floor  
San Francisco, California 94102-5408  
Telephone: (415) 554-3913  
Facsimile: (415) 554-3837  
E-Mail: james.hannawalt@sfgov.org

Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO,  
OFFICER JARED P. HARRIS

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL WAYNE GARNER,

Plaintiff,

vs.

CITY AND COUNTY OF SAN  
FRANCISCO; SAN FRANCISCO POLICE  
DEPARTMENT; GREGORY P. SUHR, in his  
capacity as Chief of Police of the San  
Francisco Police Department; JARED P.  
HARRIS, individually and in his capacity as a  
Police Officer for the San Francisco Police  
Department; Officer SADIKI #803,  
individually and in his capacity as a Police  
Officer for the San Francisco Police  
Department, and Does 1 through 200,

Defendants.

Case No. 14-CV-5172-EDL

**STIPULATION REGARDING CCSF  
COLLECTION OF SFGH BILLS RELATED  
TO TREATMENT OF PLAINTIFF'S 11/27/2013  
INJURY; [PROPOSED] ORDER**

**WHEREAS**, the City and County of San Francisco has made a charitable write-off of all  
charges for goods and services provided by the City and County of San Francisco at San Francisco  
General Hospital in connection with the treatment of Michael Garner for injuries Michael Garner  
sustained on November 27, 2013; and



1 Dated: July 25, 2016

2 Law Offices of James F. Costello

3 By: /s/ James F. Costello

4 JAMES F. COSTELLO  
5 Attorney for Plaintiff MICHAEL GARNER  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[PROPOSED] ORDER**

Based on the above stipulation, and for good cause appearing, the Court orders as follows:

City and County of San Francisco may not directly or indirectly assert at any time in the future the right to payment for the goods and services provided by the City and County of San Francisco at San Francisco General Hospital in connection with the treatment of Michael Garner for injuries Michael Garner sustained on November 27, 2013. This order does not address any other debts or obligations Michael Garner may have with regard to the City and County of San Francisco. The court will retain jurisdiction to enforce this order. Further, this Order will in no way be construed to limit Plaintiff's right to appeal with respect to this Court's ruling on Defendant's Motion in Limine 1, relating to the so called "Collateral Source Rule."

IT IS SO ORDERED

Dated: July 26, 2016



Hon. Magistrate Judge Elizabeth D. Laporte  
United States Magistrate Judge